

REMARKS

In the previous Office Action, claims 1-10 were rejected for Written Description and under 102/103. Claims 11-36 had previously been withdrawn. Herein, Applicants cancel all pending and withdrawn claims, 1-36, and submit new claims 37-53. Applicants request reconsideration of the application in light of these new claims.

Having cancelled the previously rejected claims, the rejections submitted by the Examiner in the previous Office Action are now moot. Applicants submit that the newly presented claims clearly meet the Written Description requirement and have support in the application as filed. For example, Example VI beginning on page 12 and continuing through Example VII ending on page 14 provide evidence of Applicants' possession of the claimed method of making a hybrid *Lycopersicon*, as well as a hybrid *Lycopersicon* with the claimed characteristics.

CONCLUSION

Applicants respectfully submit that all outstanding issues in the present case have been addressed in this paper. Applicants request continued prosecution on the merits and allowance of the claims as presented herein. In the event issues remain that could be dealt with on the telephone, the Examiner is encouraged to call the undersigned attorney for Applicants at 919-765-5117.

Respectfully submitted,



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Date: March 7, 2008